State of California, State Water Resources Control Board **Division of Water Rights**

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: http://waterrights.ca.gov

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return this Form by JULY 1, 2007

Primary Owner: U S LOS PADRES NATL FOREST

S003483

2004, 2005, 2006

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A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An <u>appropriative right</u> is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

Page 2 of 2

213 file

STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS P.O. BOX 2000, SACRAMENTO, CA 95812-2000 (916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

98 JU

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1998

126

OWNER OF RECORD: U S LOS PADRES NATL FOREST

U S LOS PADRES NATL FOREST 6144 CALLE REAL GOLETA, CA 93117

SOURCE: MIDDLE BRANCH HUERHUERO CREEK

TRIBUTARY TO: HUERHUERO CREEK

COUNTY: SAN LUIS OBISPO

DIVERSION

WITHIN: SW1/4 OF NW1/4 SECTION 13, T29S, R14E, MB&M.

STATEMENT NO 1 5003483

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TELEPHONE NUMBER:

(805) 683-6711

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PARCEL NO:

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STATE WATER RESOURCES CONTROL BOARD **DIVISION OF WATER RIGHTS**

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P.O. BOX 2000 SACRAMENTO, CA 95812-2000 (916) 657-1875 SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An <u>appropriate right</u> is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"
"Information Pertaining to Water Rights in California"
"Water Rights for Stockponds Constructed Prior to 1969"
"Appropriation of Water in California"

STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

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GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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LOS PADRES National Forest

Forest Motification No. 07-52-18

State Streen Code No. 3-608-02-00-0

UNITED STATES DEPARTMENT OF AGRICULTURE FOREST SERVICE

\$ 3483

NOTIFICATION OF EXISTING WATER USE

TO THE STATE WATER RIGHTS BOARD OF THE STATE OF CALIFORNIA:

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	The UNITED STATES OF AMERICA, acting by and through the POREST
SERV	CE, UNITED STATES DEPARTMENT OF AGRICULAURE, hereby notifies you
of th	e following existing water use on reserved land in California
withi	in the SALINAS PIU watershed of the LOS PROPES
	onal Forest) (National Grassland)* for National Forest System
purpo	MIDDLE DISCOUNT
(1)	The source of the water used is AHUERHUERO CR. (streen, lake, spring, or well;
	if unnamed, so state), located in SANLUIS OBISE County,
	California, which source is tributary to SALINAS.
(2)	The point of diversion is: (bearing and distance or coordinate
	distances from section or quarter section corner)
	the NW of Section 13, Township 295, Range 14E, (40-acre subdivision)
	MO. Base and Meridian.
(3)	The amount of water used is as follows: (Complete only applicable
	items)
	(a) For diversion and direct application to beneficial use:
	O.O/ cubic feet per second, the diversion commencing JAN

*Strike out inapplicable words.

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and ending JULY of each year.
(b) For diversion, storage, and later application to beneficial
use:acre-feet per annum, to be collected between
and of each year.
(4) The use(s) to which the water is put is(are) the following:
STOCK lalarma I.I.
STOCK WATER WILDLIFE (domestic, irrigation, power, recreation, stock water, fire
control, or fish culture)
(5) The place where the water is used is HUERHUERO CR. (commonly used name or local
designation), in the (40-acre subdivision) of Section /3,
Township 29 5, Range ME, M.D. Base and Meridian in
Stu Luis OBISPa County, California.
(6) If said place of use of the water covered by this notification is
also served by water covered by another notification or by a water
right from the State:
(a) The number of the Forest Motification of the
National Porest is
(b) The number of the State (permit) (license)* is issued
pursuant to application number
(7) The water used covered by this notification commenced in the
year 1966
(8) If the water use covered by this notification is by a person on
entity occupying National Forest land under a special use permit:
(a) The permittee is named EDGAR H. SHAHAU.
*Strike out inapplicable word.
R5-2500-7(Iss. 10/65)

(b) The permit was issued for the purpose(s) of
STOCK WATER
SAID PERMITTEE DOES NOT HAVE A WATER RIGHT UNDER CALIFORNIA LAW
COVERING THIS USE.
The foregoing diversion and use are made pursuant to a withdrawal and
reservation of the affected land and resources thereon for Mational Forest
System purposes. The effective date of said withdrawal and reservation
is <u>1904</u> .
A map, if available, showing points of diversion and use is attached bareto.
The United States of America gives this notification to the State
in the interest of comity, and does not concede that the State has power
to regulate the rights of the United States to use of the water.
DATED this 23 day of AUGUST 1967.
UNITED STATES OF AMERICA
By J. W. Deinema
Regional Forester, California Region Forest Service